



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant(s): P. Bonutti

Application No.: 09/988,954

Filed: November 21, 2001

For: TISSUE STABILIZATION METHOD (as amended)

Attorney Docket No: 780-A02-006-11

Group Art Unit: 3738

Examiner: P. Prebilic

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TERMINAL DISCLAIMER UNDER 37 CFR § 1.321(c)

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Commissioner for Patents
Alexandria, VA 22313

Sir:

Petitioner, Paul D. Bianco, represents that, pursuant to the previously filed Revocation and Power of Attorney, he is one of the attorneys of record for the above-captioned application. The above-entitled application is assigned to the Bonutti 2003 Trust-A, as evidenced by the attached copy of the assignment. The assignment was sent to the Assignment Services Division for recordation.

Petitioner hereby disclaims the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending U.S. Patent Application No. 10/033,515, filed October 19, 2001, and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to any patent granted on U.S. Patent Application No. 10/033,515. Petitioner submits that U.S. Patent Application No. 10/033,515 is also assigned to the Bonutti 2003 Trust-A, and the assignment was sent to the Assignment Services Division for recordation, as evidenced by the attached assignment.

Petitioner further agrees that this agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors, and assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending U.S. Patent Application No.

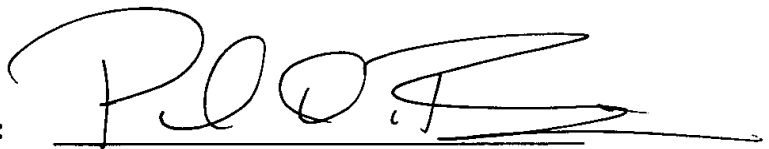
10/033,515, in the event that any such patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term, except for the separation of legal title and stated above.

Petitioner hereby confirms that he has reviewed the file for this application and, to the best of his knowledge and belief, title is in the assignee, the Bonutti 2003 Trust-A, seeking to take action in this matter, and that he is empowered to act on behalf of the Bonutti 2003 Trust-A.

A fee of \$55.00 (Small Entity) is believed to be due with this Terminal Disclaimer and a Fee Transmittal sheet submitted concurrently herewith. Please charge the required fee (or credit any overpayments of fees) to the Deposit Account of the undersigned, Account No. 500601 (Docket no. 780-A02-006-11).

Petitioner hereby declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: 6/27/2003

By: 
Paul D. Bianco, Reg. # 43,500

Paul D. Bianco
FLEIT KAIN GIBBONS GUTMAN & BONGINI
601 Brickell Key Drive, Suite 404
Miami, Florida 33131
Tel: 305-931-9620; Fax: 305-416-4489
e-mail: pbianco@focusonip.com